

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

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February 3, 2004

**FROM:**       **GARY S. PENROD**, Sheriff  
                  Sheriff's Department

**RAYMOND B. WINGERD**, Interim Chief Probation Officer  
                  Probation Department

**SUBJECT:   TRANSFER OF PRETRIAL DETENTION REVIEW PROGRAM FROM  
              PROBATION DEPARTMENT TO SHERIFF'S DEPARTMENT.**

**RECOMMENDATION:**

1. Approve transfer of the Pretrial Detention Review program from the Probation Department to the Sheriff's Department, effective February 21, 2004.
2. Approve transfer of the following seven positions from the Probation Department to the Sheriff's Department, effective February 21, 2004:
  - Position No. 11615 – Detention Review Officer II, Technical & Inspection Unit, R52 (\$41,912 – \$53,477)
  - Position Nos. 11606, 11610, 11611, 11612, 11613 and 73431 – Detention Review Officer I, Technical & Inspection Unit, R49 (\$38,958 – \$49,691)
3. Approve transfer of responsibility for the Pretrial Detention Review Budget Unit (AAA-POR-POR) from the Probation Department to the Sheriff's Department, effective February 21, 2004.

**BACKGROUND INFORMATION:** On December 4, 1989, the Board of Supervisors authorized the establishment of the Pretrial Detention Review program, under the direction of the Probation Department. This program was established to help alleviate overcrowding in the County's jails. The current Pretrial Detention Review program of the Probation Department consists of seven Detention Review Officers who evaluate the case history of in-custody felony defendants to determine eligibility for release on their own recognizance and make appropriate recommendations to the Superior Court.

Jail overcrowding continues to be a chronic problem for the County. The Sheriff's Department, working in conjunction with the Superior Court and Probation, recommends streamlining the Pretrial Detention Review program by allowing the release of felony defendants on their own recognizance if they meet certain Court-specified criteria. This would eliminate the need to have each individual case reviewed by the Superior Court and would expedite processing of these cases. It is also recommended that the Detention Review Officer positions be assigned to the Sheriff's Department to provide on-site supervision of these employees. (Currently, the

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Detention Review Officers report to work at both West Valley and Central Detention Centers, but their supervisor works at another location). Transferring the Pretrial Detention Review program to the Sheriff's Department (along with the associated positions and budget responsibility) will create a pretrial services model that will provide increased staff efficiency to further alleviate jail overcrowding.

**REVIEW AND APPROVAL BY OTHERS:** This action has been coordinated with the Superior Court (Honorable Peter H. Norell, Presiding Judge, 387-6565) on January 21, 2004. This item has been reviewed and approved as to legal form by County Counsel (Kevin L. Norris, Deputy County Counsel, 387-5441 on January 7, 2004, Jean-Rene Basle, Deputy County Counsel, 387-5477 on January 14, 2004 and Dawn Stafford, Deputy County Counsel, 387-5471 on January 21, 2004); has been reviewed and approved by Human Resources (Char Crawford, Human Resources Officer, 387-0626 on January 14, 2004 and Renee Smith, Human Resources Officer, 387-5567 on January 26, 2004); and by the County Administrative Office (Marcia Faulkner, Administrative Analyst, 387-5408 and Vicki Kratzke, Administrative Analyst, 387-8906) on January 26, 2004.

**FINANCIAL IMPACT:** The County's Final Budget for 2003-04 included local cost funding, in the amount of \$512,610, for the Pretrial Detention Review program (Budget Unit: AAA-POR-POR) under the Probation Department. This budget unit will remain intact for the remainder of this fiscal year, but financial responsibility will be transferred to the Sheriff's Department. Full-year funding will be included in the Sheriff's Department Proposed Budget (AAA-SHR-SHR) for 2004-05. There is no additional local cost impact.

**COST REDUCTION REVIEW:** The County Administrative Office has reviewed this agenda item and concurs with the Department's proposal and recommends this action because it will provide increased efficiency and help alleviate jail overcrowding with no additional local cost.

**SUPERVISORIAL DISTRICT(S):** All

**PRESENTER:** Norm Hurst, Deputy Chief, 387-3637 and Raymond B. Wingerd, Interim Chief Probation Officer, 387-5693

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